

CHADDS FORD TOWNSHIP
DELAWARE COUNTY, PENNSYLVANIA
ORDINANCE NO. 149: TRAILS, PARKS & OPEN SPACE REGULATIONS

AN ORDINANCE OF THE TOWNSHIP OF CHADDS FORD, DELAWARE COUNTY, PENNSYLVANIA, TO AMEND THE CODE OF CHADDS FORD TOWNSHIP AS HERETOFORE AMENDED, TO ADD THERETO A NEW CHAPTER 91, "TRAILS, PARKS & OPEN SPACE REGULATIONS," TO PROVIDE FOR THE RULES AND REGULATIONS OF CHADDS FORD TOWNSHIP OWNED PARKS, TRAILS AND OPEN SPACE, PENALTIES FOR VIOLATION OF THE ORDINANCE AND THE EFFECTIVE DATE.

Section 1. The Board of Supervisors of Chadds Ford Township, Delaware County, hereby amends the Code of Chadds Ford Township, as hereto amended, by adding thereto a new Chapter 91, "Trails, Parks & Open Space Regulations," to read as follows:

**CHAPTER 91
TRAILS, PARKS & OPEN SPACE**

§91-1 Purpose

This Ordinance establishes the rules and regulations for the use of Chadds Ford Township owned Trails, Parks and Open Space in order to properly provide for the public health, safety and welfare.

§91-2 Rules and Regulations

The following rules and regulations for all Chadds Ford Township owned parks, trails, open space lands and Township eased land must be complied with by all persons within those areas:

- A. Parks, trails and open space lands are open daily from sunrise to sunset and closed to all uses from sunset to sunrise.
- B. Barbecues, cookouts, grilling and open fires are prohibited.
- C. Discharge of firearms is prohibited. Slingshots, air-soft and paintball guns, BB and pellet guns, air rifles, archery equipment, rockets, fireworks, explosives or other dangerous materials are prohibited unless a special permit has been issued by Chadds Ford Township.
- D. Hunting is prohibited on and across Township owned property unless it is part of a Township-approved wildlife management program. Driving whitetail deer as defined by the Pennsylvania Game Commission within or from park property is considered disturbing wildlife and is prohibited. Additionally, baiting/feeding wildlife or placing wildlife attractants within park property is considered disturbing wildlife and is prohibited. Violators will be prosecuted.

- E. Pets must be leashed at all times by a responsible person. Pet owners are required to clean up after their pets and deposit any used pet waste bags in a trash receptacle.
- F. Golfing is prohibited.
- G. The use of moped, minibike, all-terrain vehicle, snowmobile or any motorized vehicle is prohibited, except for official business, emergencies, or other power-driven mobility devices for use by persons who have mobility impairments.
- H. Radio-controlled vehicles, including but not limited to cars, trucks, airplanes, drones and helicopters are prohibited.
- I. Smoking is prohibited.
- J. Alcoholic beverages and/or drugs are prohibited.
- K. Disorderly conduct, including the use of indecent language, excessive noise or sound amplification equipment, is prohibited. Any noise shall be deemed excessive and in violation of this regulation if it reasonably disturbs the peace of any individual or impedes the peaceable use of the park or any adjacent residence or business.
- L. Littering is prohibited, and all refuse shall be placed in trash receptacles (if provided) or removed by the person(s) generating the refuse. Recycling is required within all parks. Recycling bins should be used when provided, or, alternatively, recycling should be removed and disposed of off the premises.
- M. Vandalism to park property and facilities, including defacing or damaging park property, unauthorized trail construction, and destroying/removing vegetation, is prohibited. Disturbing wildlife, unless part of an organized wildlife management program authorized by Chadds Ford Township, is prohibited.
- N. Parking is restricted to the designated parking areas provided. Overnight parking and camping are prohibited.

§91-3 Harvey Run Trail

The Harvey Run Trail has been designed as a naturally mowed field grass surface for pedestrian use only for hiking and walking the trail. The following rules and regulations are in addition to those listed in §91-2 and must be complied with by all persons using the Harvey Run Trail:

- A. No bicycles, skateboards, rollerblades or scooters.
- B. No equestrian use.
- C. No motorized toys or models.

§91-4 Violations and Penalties

Any person, firm, corporation or other entity which violates any of the provisions of this chapter shall, after a hearing before a District Justice, be subjected to a fine not exceeding \$500, plus all court costs, including reasonable attorney's fees, incurred by the Township

in the enforcement of this Ordinance. Each day a violation exists shall constitute a separate offense. Further, the appropriate officers or agents of the Township are hereby authorized to seek equitable relief, including injunction, to enforce compliance with the Ordinance.

Section 2. Repealer

All ordinances, or parts of ordinances, conflicting with any provision of this Ordinance are hereby repealed insofar as the same conflict with this Ordinance.

Section 3. Severability

Should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the whole or any part hereof.

Section 4. Effective Date

This Ordinance shall become effective thirty (30) days after it is enacted by the Township Board of Supervisors.

ENACTED and ORDAINED by the Board of Supervisors of Chadds Ford Township, Delaware County, Pennsylvania this ____ day of _____, 2017.

CHADDS FORD TOWNSHIP
BOARD OF SUPERVISORS

Frank Murphy, Chairman

ATTEST:

Samantha Reiner, Vice-Chairman

Township Secretary

Noelle Barbone, Supervisor